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139005

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021567 7590 07/27/2004

WELLS ST. JOHN P.S.
601 W. FIRST AVENUE, SUITE 1300

SPOKANE, WA 99201

09/24/2004 WASFAW2 00000139 10724591

01 FC:1503

640.00 OP

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Terri Kotzke	(Depositor's name)
<i>Terri Kotzke</i>	(Signature)
Sept. 15, 2004	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/724,591 11/25/2003 John K. Slaughter BU22-043 9928

TITLE OF INVENTION: PEACH TREE 'XXXX 'CALARA'

Refund Ref: 09/24/2004 WASFAW2 00000139 005

CHECK Refund Total: \$170.00

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional YES \$320 \$300 \$620 10/27/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
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MCCORMICK EWOLDT, SUSAN BETH 1654 PLT-197000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
 Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
 "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Wells St. John P.S.

2.
3.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

THE BURCHELL NURSERY, INC.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

OAKDALE, CALIFORNIA 01 FC:2503 320.00 OP
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Please check the appropriate assignee category or categories (will not be printed on the patent); individual corporation or other private group entity government

4a. The following fee(s) are enclosed:

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a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

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(Authorized Signature) (Date)

George G. Grawe, Reg. No. 31,166

15 Sept. 04

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Adjustment date: 09/27/2004 AKELECH2

09/24/2004 WASFAW2 00000139 10724591

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PTO-85 (Rev. 07/04) Approved for use through 04/30/2007.

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